

STATE OF INDIANA  
SULLIVAN SUPERIOR COURT  
2005 TERM

JAMES H. HIGGASON, JR.,

Plaintiff,

-VS-

IND. DEPT. OF CORR., et al.,

Defendants

CAUSE NO 77D01 0408 PL 288

**FILED**  
IN SUPERIOR COURT

FEB 07 2005

*Steph. H. Rami*  
Clerk, Sullivan Superior Court

**FILED**  
IN SUPERIOR COURT

FEB - 3 2005

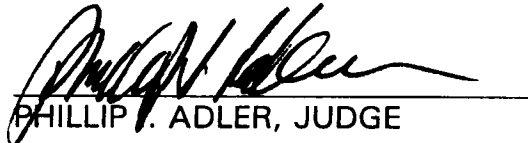
*Steph. H. Rami*  
Clerk, Sullivan Superior Court

ORDER

Pursuant to I.C. 34-58-1-1, this Court has examined Plaintiff's Complaint consisting of 74 paragraphs and 41 handwritten pages, and has determined, pursuant to I.C. 34-58-1-2, that the claim is frivolous in that it does not have an arguable basis in the law and does not state a claim upon which relief may be granted based on the following:

1. The Plaintiff's Complaint does not contain factual allegations sufficient to support a cause of action for which Plaintiff prays relief.
2. Further, the Court finds that Plaintiff has had at least three (3) causes of actions in Sullivan County, Indiana, dismissed pursuant to I.C. 34-58-1-1, et. Seq., since July 1, 2004.
3. Based on the foregoing, Plaintiff's Complaint cannot proceed and the Court declines ruling on Plaintiff's MOTION FOR RELIEF IN A CIVIL ACTION and AFFIDAVIT OF INDIGENCY.

SO ORDERED February 3, 2005.

  
PHILLIP J. ADLER, JUDGE

Distribution:  
Parties of record